

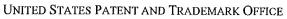
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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/708,293	02/23/2004	Bruce A. Hotton	2218806533a	2292
24024	7590 10/29/2004		EXAM	INER
CALFEE HALTER & GRISWOLD, LLP 800 SUPERIOR AVENUE			HIRSCH, PAUL J	
SUITE 1400 CLEVELAND, OH 44114			ART UNIT	PAPER NUMBER
			3753	

DATE MAILED: 10/29/2004

Please find below and/or attached an Office communication concerning this application or proceeding.





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## Notice of Non-Compliant Amendment (37 CFR 1.121)

37 CFR correct	1.121. I ed sectio	document filed on		
THE FO		NG CHECKED (X) ITEM(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT: ndments to the specification:  A. Amended paragraph(s) do not include markings.  B. New paragraph(s) should not be underlined.  C. Other		
	2. Abstr	A. Not presented on a separate sheet. 37 CFR 1.72.  B. Other		
	3. Amendments to the drawings:			
₩.	4. Amer	A. A complete listing of <u>all</u> of the claims is not present.  B. The listing of claims does not include the text of all pending claims (including withdrawn claims)  C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified. Note: the status of every claim must be indicated after its claim number by using one of the following 7 status identifiers: (Original), (Currently amended), (Canceled), (Withdrawn), (Previously presented), (New) and (Not entered).  D. The claims of this amendment paper have not been presented in ascending numerical order.  E. Other:		
For furth	ner explai w.uspto.g	nation of the amendment format required by 37 CFR 1.121, see MPEP Sec. 714 and the USPTO website at ov/web/offices/pac/dapp/opla/preognotice/officeflyer.pdf.		
this lette non-entr changes	r to supp y of the	ant amendment is a <b>PRELIMINARY AMENDMENT</b> , applicant is given ONE MONTH from the mail date of ly the corrected section which complies with 37 CFR 1.121. Failure to comply with 37 CFR 1.121 will result in preliminary amendment and examination on the merits will commence without consideration of the proposed eliminary amendment(s). This notice is not an action under 35 U.S.C. 132, and this <b>ONE MONTH time limit</b> is.		
since the	amendn ONTH fr	iant amendment is a reply to a NON-FINAL OFFICE ACTION (including a submission for an RCE), and nent appears to be a bona fide attempt to be a reply (37 CFR 1.135(c)), applicant is given a TIME PERIOD of the mailing of this notice within which to re-submit the corrected section which complies with 37 CFR 1.121 abandonment. EXTENSIONS OF THIS TIME PERIOD ARE AVAILABLE UNDER 37 CFR 1.136(a).		
response	e to a fin	is a reply to a FINAL REJECTION, this form may be an attachment to an Advisory Action. The period for all rejection continues to run from the date set in the final rejection, and is not affected by the non-compliant adment		
Status of the amendment.  Tienes Ho C. Quar Legal Instruments Examiner (EIE)  Telephone No.				

Art Unit: 3753

The previous Office Action of September 14, 2004 is vacated along with the time period indicated for response in lieu of the attached Notice of Non-Compliant Amendment. Applicant is required to reply appropriately to the attached Notice of Non-Compliant Amendment.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Paul J. Hirsch whose telephone number is 703-308-1148. The examiner can normally be reached on 6:30-5:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Gene Mancene can be reached on 703 3082696. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Paul J. Hirsch Primary Examiner Art Unit 3753

Pjh October 26, 2004